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U.S. DISTRICT COURT

DISTRICT OF UTAH

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

BY: *John P. Mullen*

The SCO Group, Inc.

Plaintiff

v.

Novell, Inc.

Defendant.

* CASE NO. 2:04-cv-139-DAK
 *
 * Appearing on behalf of:
 *
 * Defendant
 * (Plaintiff/Defendant)
 *

MOTION AND CONSENT OF DESIGNATED ASSOCIATE LOCAL COUNSEL

I, John P. Mullen, hereby move the pro hac vice admission of petitioner to practice in this Court. I hereby agree to serve as designated local counsel for the subject case; to readily communicate with opposing counsel and the Court regarding the conduct of this case; and to accept papers when served and recognize my responsibility and full authority to act for and on behalf of the client in all case-related proceedings, including hearings, pretrial conferences, and trials, should Petitioner fail to respond to any Court order.

Date: February 9, 2004*John P. Mullen*
(Signature of Local Counsel)

Utah Bar 4097

(Utah Bar Number)

APPLICATION FOR ADMISSION PRO HAC VICE

Petitioner, Matthew I. Kreeger, hereby requests permission to appear pro hac vice in the subject case. Petitioner states under penalty of perjury that he/she is a member in good standing of the bar of the highest court of a state or the District of Columbia; is (i) x a non-resident of the State of Utah or, (ii) a new resident who has applied for admission to the Utah State Bar and will take the bar examination at the next scheduled date; and, under DUCivR 83-1.1(d), has associated local counsel in this case. Petitioner's address, office telephone, the courts to which admitted, and the respective dates of admission are provided as required.

Petitioner designates _____ as associate local counsel.

Date: February 5, 2004Check here if petitioner is lead counsel.

Matthew I. Kreeger **FEE PAID**
(Signature of Petitioner)

Name of Petitioner: Matthew I. Kreeger **Office Telephone:** (415) 268-7000
(Area Code and Main Office Number)

Business Address:

Morrison & Foerster LLP

(Firm/Business Name)

425 Market Street, San Francisco, CA 94105

Street

City

State

Zip

BAR ADMISSION HISTORY

COURTS TO WHICH ADMITTED	LOCATION	DATE OF ADMISSION
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See Attachment to Pro Hac Vice Application

(If additional space is needed, attach separate sheet.)

PRIOR PRO HAC VICE ADMISSIONS IN THIS DISTRICT

CASE TITLE	CASE NUMBER	DATE OF ADMISSION
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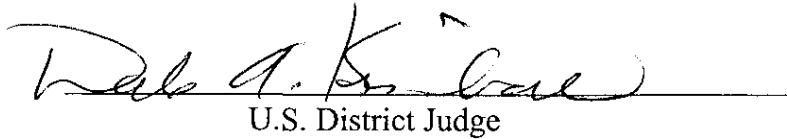
None

(If additional space is needed, attach a separate sheet.)

ORDER OF ADMISSION

It appearing to the Court that Petitioner meets the pro hac vice admission requirements of DUCiv R 83-1.1(d), the motion for Petitioner's admission pro hac vice in the United States District Court, District of Utah in the subject case is GRANTED.

This 10th day of February, 2004.


U.S. District Judge

**Attachment to Pro Hac Vice Application
United States District Court, District of Utah
List of Courts in Which
Matthew I. Kreeger is Admitted**

Supreme Court of the State of California, including admission to all courts in California (No. 153793)	July 10, 1991
U.S. District Court, Northern District of California	December 9, 1992
U.S. District Court, Central District of California	September 14, 1993
U.S. District Court, Eastern District of California	December 13, 1996
U.S. District Court, Southern District of California	September 16, 1998
U.S. Court of Appeals for the Federal Circuit	November 13, 1995
U.S. Court of Appeals, Ninth Circuit	July 5, 1996

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of February, 2004, I caused a true and correct copy of the foregoing **MOTION AND CONSENT OF DESIGNATED ASSOCIATE LOCAL COUNSEL and APPLICATION FOR PRO HAC VICE** to be served via first class mail, postage prepaid, to the following:

Brent O. Hatch
Mark R. Clements
HATCH JAMES & DODGE, P.C.
10 West Broadway, Suite 400
Salt Lake City, Utah 84101

Kevin P. McBride
1299 Ocean Avenue, Suite 900
Santa Monica, California 90401

Stephen N. Zack
Mark J. Heise
BOIES, SCHILLER & FLEXNER LLP
100 Southeast Second Street, Suite 2800
Miami, Florida 33131

Heather M. Sudder

United States District Court
for the
District of Utah
February 12, 2004

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:04-cv-00139

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

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